

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION
INTER-OFFICE MEMO**

March 24, 2015

TO: Rosemary Booth Gallogly

DEPT: Department of Revenue

FROM: Walter Craddock, Esq. Chairman

DEPT: Division of Motor Vehicles

SUBJECT: HEARING BOARD RESULTS "AMENDED"

Please be advised of the following matters which were heard before the Board on Wednesday, March 18, 2015. Board members present: Walter Craddock, Esq., James Botvin, Marc Levasser, William Jeffrey and Lt. David Doucet of the Rhode Island State Police, who will abstain from voting and the deliberation process until further notice while on special assignment with the Department of Motor Vehicles Enforcement Division. Also present was Marcy Coleman, Esq., Deputy Chief of Legal Services Division of Motor Vehicles

**MEETING OF MARCH 18, 2015 AT 12:30 PM AT THE
DIVISION OF MOTOR VEHICLES –3RD. FLOOR, CONFERENCE
ROOM,**

600 NEW LONDON AVENUE, CRANSTON, RI

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE MEETING
OF:**

MARCH 4, 2015 BOARD HEARING.

The Board has reviewed and approved the minutes for March 4, 2015

**2. H2 WEST WARWICK INC d/b/a BALISE HONDA OF WEST
WARWICK**

(James E. Balise, Jr. Pres./ Joshua Teverow, Esq.)

FIRST APPLICATION – KR-150-049

TO DEAL IN NEW HONDA & USED MOTOR VEHICLES ONLY

AT: 509 QUAKER LANE, WEST WARWICK, RI 02893

**James Botvin has left the room because he has recused himself from
this hearing citing a conflict of interest.**

**This case was previously heard on March 4, 2015 by a partial dealer
board and is being heard today to meet the quorum requirement. The
Board has approved this application based on information testified to
by Kevin Rabbitt of the RI Dealers License and Regulations Office.**

Page 1 of 4

PAGE 2 OF 4

HEARING BOARD RESULTS

03-18-15

3. H1 LINCOLN, INC d/b/a MAJESTIC HONDA (James E Balise, Jr. Pres./ Joshua Teverow, Esq.)

FIRST APPLICATION - CASE # KR-150-050

TO DEAL IN NEW HONDA & USED MOTOR VEHICLES ONLY

AT: 1300 EDDIE DOWLING HWY. LINCOLN, RI 02865

James Botvin has left the room because he has recused himself from this hearing siting a conflict of interest.

This case was previously heard on March 4, 2015 by a partial dealer board and is being heard today to meet the quorum requirement. The Board has approved this application based on information testified to by Kevin Rabbitt of the RI Dealers License and Regulations Office.

4. TASCA AUTOMOTIVE GROUP NEWPORT, INC DBA TASCA HYUNDAI

(Robert F. Tasca, Jr. Pres.)

FIRST APPLICATION – CASE # KR=-150-051

TO DEAL IN NEW HYUDAI AND USED MOTOR VEHICLES ONLE

AT: 1133 WEST MAIN RD. MIDDLETOWN, RI 02842

Postponed at the request of the dealership.

**5. JANEIKA BUTLER AND DEALERS' LICENSE & REGULATIONS
OFFICE VS GARCIA'S AUTO SALES, INC (Jose Perez, Pres.)**

CASE # AM-140-366

COMPLAINT / SHOW CAUSE HEARING-

This case has been tabled by the Dealer Board until April 1, 2015 to allow time for the dealership to obtain legal counsel. The Board has also requested that the consumer collect documentation for the rental fees and repair expenses that she has paid for.

PAGE 3 OF 4

HEARING BOARD RESULTS

03-18-15

6. JASON COTE AND DEALERS' LICENSE & REGULATIONS OFFICE

VS GIOVANNI'S AUTO SALES, INC (Robert Gillman, Pres.)

CASE # AM-140-335

COMPLAINT / SHOW CAUSE HEARING

Decision: The Board has determined Giovanni's Auto Sales Inc. is in violation of the following Rhode Island Rules and Regulations Section VII (E) and is required to pay the amounts listed below which total \$700.00 to the Rhode Island Dealers License and Regulations Office within 10 days of receiving the formal decision.

**Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):
Second bill of sale issued dated 9/10/14.**

**Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):
Discrepancies in purchase price on bills of sales**

**Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):
No inspection language on bill of sales.**

**Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):
Two tax forms issued**

**Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):
Handwritten number in descending order on second bill of sale.**

Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):

Bill of sale dated 11/19/13 does not mention deposit of \$1000.00.

**Fine: \$100.00 Violation of RI Rules and Regulations Section VII (E):
Back of title dated 7/14/14.**

**The Board has also determined that the initial issue of paperwork
discrepancies on bill of sale dated 11/19/13 has been dismissed.**

PAGE 4 OF 4

HEARING BOARD RESULTS

03-18-15

**7. DEALERS' LICENSE & REGULATIONS OFFICE VS LAKE AUTO
SALES**

(Dennis Notargiacomo, VP / Robert DeFusco, President)

CASE # KR – 140-363

SHOWCAUSE HEARING

Postponed at the request of the dealership.

**8. CECILE CAMPANELI AND DEALERS' LICENSE & REGULATIONS
OFFICE VS. VILLAGE MOTOR SALES (Carmine DeMarco, Pres.)
CASE # AM-150-054
COMPLAINT / SHOW CAUSE HEARING**

Postponed at the request of the dealership.

Walter Craddock, Esq., Chairman

Cc: Marcy Coleman, Esq., DMV Division of Legal Services.